

**UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION**

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SAMUEL D. PECK, individually and as  
Representative of a Class of Participants and  
Beneficiaries of the Munson 403(b) Plan,

*Plaintiff,*

v.

MUNSON HEALTHCARE,

And

THE BOARD OF DIRECTORS OF MUNSON  
HEALTHCARE

*Defendants.*

Case No. 1:22-cv-00294

Judge Paul L. Maloney

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**JOINT STATUS REPORT**

Pursuant to the Court's Order on December 16, 2022 (ECF. No. 35, PageID.437), Plaintiff Samuel D. Peck ("Plaintiff") and Defendants Munson Healthcare ("Munson") and the Board of Directors of Munson Healthcare (collectively, "Defendants") (Plaintiff and Defendants collectively referred to as the "Parties"), submit this Joint Status Report, stating as follows:

1. On December 16, 2022, the Parties filed a proposed stipulation to stay proceedings pending a mediation (ECF No. 33, PageID.431), and on the same day the Court granted a stay and ordered that the Parties submit a joint status report no later than March 23, 2023 (ECF. No. 35, PageID.437).

2. On March 16, 2023, the Parties mediated before private mediator Bob Meyer of JAMS, and reached a settlement in principle to resolve this matter the next week.

3. The Parties will continue to negotiate the terms of a class action settlement

agreement over the next several weeks, and Plaintiff intends to file a motion for preliminary approval of the class action settlement on or shortly after May 12, 2023.

4. Accordingly, the Parties request that the Court continue the stay in this matter until the filing of Plaintiff's motion for preliminary approval of the settlement.

Dated: March 23, 2022

Respectfully submitted,

/s/ Paul M. Secunda  
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